

composition--; and

In Claim 25, change "41" to read --24--.

REMARKS

The foregoing amendments and the following remarks are submitted in response to the Office Action mailed February 7, 1994, and which is therefore due for response May 9, 1994.

Claims 1-26 are pending in the Application. Of these, Claims 4-6, 9-23 and 26 have been withdrawn from further consideration as being drawn to a non-elected invention. Applicants note the finalization of the earlier restriction requirement by the Examiner, and specifically reserve the right to file divisional Applications drawn to the subject matter of these non-elected claims.

Claims 1, 2, 7 and 24 have been rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. It is the position of the Examiner that, in structure I, a single positive charge is shown while each N-atom of the triazine is tetravalent, so that each N-atom should be positively charged. Additionally, the language subsequent to formula II in Claim 1 is confusing, as well as the structure of formula III. Applicants respectfully traverse this rejection.

By the foregoing amendments to Claims 1, 2, 3, 7, and 8, Applicants have clarified the language of the Claims and the Specification in order to obviate this rejection. Thus, the

structures of formulae I have been rewritten to clarify the precise chemical nature of the substituents. Formula IVb has been amended to add the omitted R_2 substituent. Formula II has been deleted from the claim language since this was subject to the earlier restriction requirement. The Examiner's comments regarding Formula III have been noted; however, the structure as drawn conforms to the conventions of sugar chemistry to which the present invention is closely related. Accordingly, withdrawal of this rejection, as well as reconsideration and allowance of Claims 1-3, and 7-8, is thus respectfully requested.

Claims 3, 8, and 25 have been rejected under 35 U.S.C. §112, fourth paragraph, as being of improper dependent form for failing to further limit the subject matter of a previous claim. It is the Examiner's position that in Claim 1, formula I, all the three nitrogen atoms have a substituent and therefor cannot have of the structure of the claimed compound in Claim 3, and the composition in Claim 8, because, in these claims, uncharged 1,2,4-triazine is being claimed. Further, Claim 25 is improperly dependent of Claim 41. Applicants respectfully traverse this rejection.

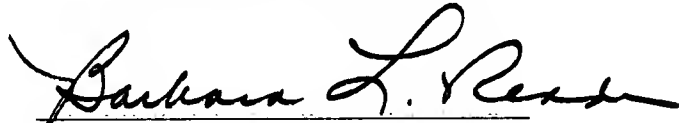
By the foregoing amendments to Claims 1 and 25, Applicants have clarified the claimed structure so that Claims 3 and 8 now properly depend from Claim 1. Additionally, Claim 25 has been amended so that it now depends from Claim 24. Accordingly, withdrawal of this rejection, as well as reconsideration and allowance of Claims 3, 8, and 25, is thus respectfully requested.

No fee is believed to be due as a result of the foregoing amendments. However, should this be in error, permission is hereby given to charge Deposit Account No. 11-1153 for any additional fees due.

The status of the prior Applications has been updated as requested by the Examiner. The foregoing amendment reflects the present status of these Applications.

In view of the foregoing amendments and remarks, reconsideration and allowance of Claims 1-3, 7-8 and 24-25 is respectfully solicited.

Respectfully submitted,



BARBARA L. RENDA
Attorney for Applicant(s)
Registration No. 27,626

KLAUBER & JACKSON
411 Hackensack Avenue
Hackensack, NJ 07601
(201) 487-5800

94/12/17 17:11:05